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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/810,998	03/26/2004	Ling Su	16055US01	8997
7590 01/22/2010 CHRISTOPHER C. WINSLADE MCANDREWS, HELD & MALLOY, LTD. 34th Floor 500 West Madison St. Chicago, IL 60661			EXAMINER SAMS, MATTHEW C	
			ART UNIT 2617	PAPER NUMBER
			MAIL DATE 01/22/2010	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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10810998	3/26/2004	SU ET AL.	16055US01

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Commissioner for Patents

The Reply Brief dated 11/23/2009 has been received and noted.

However, it is further noted that the Appellant's statement that "The Examiner is using the following new argument, appearing for a first time in the Examiner's Answer", is incorrect. The argument is not new and can be found word for word in the Advisory Action (4/24/2009) on page 2, the same lines cited specifically in the Final Rejection (2/24/2009) on Page 3 and cited in the rejections of claim 42 in the Final Rejection (2/24/2009) on Page 4 as well as in the Non-Final Rejection of claim 42 (9/11/2008) on Page 3.

This case is being forwarded to the BPAI for review.

Thanks,
Matthew Sams

/LESTER KINCAID/
Supervisory Patent Examiner, Art Unit 2617